Confirmation No.: 5407

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Wolfgang von DEYN et al.

Application No.: 10/580,700 Group Art Unit: 1614

Filing or 371 (c) Date: May 25, 2006 Examiner: Unassigned

Title: Use of N-arylhydrazine Derivatives for

Combating Pests In and On Animals

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Enclosed is a copy of the Official Filing Receipt marked to show a correction that is needed. The correction is as follows:

The filing or 371(c) date is incorrect. The correct 371(c) date is May 25, 2006.

All of the requirements to satisfy 371(c) were submitted on May 25, 2006, as evidenced by the attached application filing documents marked Exhibit A, which includes a copy of the Express Mail Label which has a date stamp by the U.S. Postal Service of May 25, 2006, in accordance with 37 C.F.R. 1.10(a)(1).

Notwithstanding the Notice to File Missing Parts mailed on January 17, 2007, requiring the submission of a Declaration, the attached documents show that Applicant submitted a properly executed Declaration along with the original filing papers on May 25, 2006. Therefore, all of the requirements of 371(c) were met on May 25, 2006. Further, an express request to begin national examination procedures (35 U.S.C. 371(f)) was made on the transmittal letter filed May 25, 2006.

Attorney Docket No. BASF.10153WOUS Page 2 of 2

Application No.: 10/580,700

Issuance of a corrected Official Filing Receipt showing the correct 371(c) date of May 25, 2006, is respectfully requested.

Respectfully submitted,

HUTCHISON LAW GROUP PLLC

Date: October 17, 2007

Bryan L. Skelton

Registration No. 50,893

P.O. Box 31686 Raleigh, NC 27612 +1.919.829,9600

United States Patent and Trademark Office UNITED STATES DEPARTMENT OF COMMERCE Please correct date to United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.C. Box 1450 Alexandra, Virginia 22313-1450 and a property of the Patent 25/2006 051 ead: FILING OR 371(c) TOT CLMS IND CLMS ATTY DOCKET NO FIL FEE REC'D ART UNIT APPL NO. BASF.10153WOUS 13 1030 03/15/2007 1614 10/580,700

Hutchison Law Group P.O. Box 31686 Raleigh, NC 27612 RECEIVED

AUG 0 2 2007

CONFIRMATION NO. 5407

FILING RECEIPT

OC00000025101653

Date Mailed: 07/31/2007

Hutchison Law Group

Receipt is acknowledged of this nonprovisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Wolfgang von Deyn, Neustadt, GERMANY; Hassan Oloumi-Sadeghi, Raleigh, NC; David G. Kuhn, Apex, NC; Nigel Armes, Raleigh, NC; Christopher Koradin, Stadtallendorf, GERMANY; Alissa Zeller, Mannheim, GERMANY;

Power of Attorney: The patent practitioners associated with Customer Number 45473.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/13685 12/02/2004 which claims benefit of 60/526,609 12/04/2003

Foreign Applications

If Required, Foreign Filing License Granted: 07/30/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/580,700

Projected Publication Date: 11/08/2007

Non-Publication Request: No

DOCKETED

Early Publication Request: No

Title

Use of N-Arylhydrazine Derivatives for Combating Pests in and on Animals

Preliminary Class

514

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

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The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted

under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PTO-1390 (Rev. 07-2005)
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		ATTORNEY'S DOCKET NUMBER
TRANSMITTAL LETTER TO	THE UNITED STATES	BASF.10153WOUS
DESIGNATED/ELECTED	OFFICE (DO/EO/US)	U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
CONCERNING A SUBMISSIO		Unassigned
INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/EP2004/013685	December 2, 2004	December 4, 2003
		MBATING PESTS IN AND ON ANIMALS
APPLICANT(S) FOR DO/EO/US Wolfgang von DE	YN, Hassan OLOUMI-SADEGHI, David G. K	JHN, Nigel ARMES, Christopher KORADIN, Alissa ZELLER
Applicant herewith submits to the United St	ates Designated/Elected Office (DO/E	O/US) the following items and other information:
	oncerning a submission under 35 U.S.C. 37	
2: This is a SECOND or SUBSEQUENT	submission of items concerning a submissi	on under 35 U.S.C. 371.
3. This is an express request to begin nat (5), (6), (9) and (21) indicated below.	ional examination procedures (35 U.S.C. 3	.71(f)). The submission must include items
4. The US has been elected (Article 31).		:
5. A copy of the International Application	on as filed (35 U.S.C. 371(c)(2))	·
a. 🗸 is attached hereto (require	d only if not communicated by the Internati	onal Bureau).
b. has been communicated b	y the International Bureau.	
c. is not required, as the app	lication was filed in the United States Rece	iving Office (RO/US).
6. An English language translation of t	he International Application as filed (35 Ú.S	s.C. 371(e)(2)).
a. is attached hereto.		
b. has been previously subn	nitted under 35 U.S.C. 154(d)(4).	*
7. Amendments to the claims of the In	ternational Application under PCT Article 1	9 (35 U.S.C. 371(c)(3))
a. are attached hereto (req	uired only if not communicated by the Inter	national Bureau).
	ed by the International Bureau.	*
c. have not been made; ho	wever, the time limit for making such amer	dments has NOT expired.
d. have not been made an		
8. An English language translation of	the amendments to the claims under PCT	Article 19 (35 U.S.C. 371(c)(3)).
g. An oath or declaration of the invent	or(s) (35 U.S.C. 371(c)(4))	
10. An English language translation of Article 36 (35 U.S.C. 371(c)(5)).	the annexes of the International Preliminar	y Examination Report under PCT
Items 11 to 20 below concern documen	t(s) or information included:	*
11. An Information Disclosure Statement		
12. An assignment document for reco	ding. A separate cover sheet in compliance	e with 37 CFR 3.28 and 3.31 is included.
13. A preliminary amendment.		
14. An Application Data Sheet under 3	37 CFR 1.76.	10CKE Eldin
15. A substitute specification.		3/23/00
16. A power of attorney and/or change	e of address letter.	404.00 and 27 CED 4 924, 1 925
	sequence listing in accordance with PCT Re	
18. A second copy of the published In	ternational Application under 35 U.S.C. 15	4(d)(4).
19. A second copy of the English lang	puage translation of the international applic	ation under 35 U.S.C. 154(0)(4).

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NUMBER U.S. APPLICATION NO. (if known, see 37 CFR 1.5) BASF.10153WOUS PCT/EP2004/013685 Unassigned 20. Other items or information: Copy of International Publication No. WO 2005/053402 with International Search Report; and copy of International Preliminary Report on Patentability CALCULATIONS PTO USE ONLY The following fees have been submitted Basic national fee (37 CFR 1.492(a))......\$300 \$ 300.00 21. [7] Examination fee (37 CFR 1.492(c)) \$ 200.00 If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)............. \$0 All other situations....\$200 Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an \$400.00 previously communicated to the US by the IB......\$400 All other situations.....\$500 TOTAL OF 21, 22 and 23 = Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. Number of each additional 50 or fraction RATE **Total Sheets** Extra Sheets thereof (round up to a whole number) /50 = x.\$250 - 100 = Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). NUMBER FILED NUMBER EXTRA RATE \$ CLAIMS x \$50 \$ Total claims 13 - 20 = \$200 \$ Independent claims - 3 = x MULTIPLE DEPENDENT CLAIM(S) (if applicable) \$360 TOTAL OF ABOVE CALCULATIONS = \$ 0.00 Applicant claims small entity status. See 37 CFR 1,27. Fees above are reduced by 1/2. SUBTOTAL = \$ 900.00 Processing fee of \$130,00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). TOTAL NATIONAL FEE = \$ 900.00 Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied \$ 40.00 by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property TOTAL FEES ENCLOSED = \$ 940.00 Amount to be \$ refunded: Amount to be

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A check in the amount of \$ to cover the above fees is enclosed. Please charge my Deposit Account No. 50-3218 in the amount of \$ 940.00 to cover the above fees. A duplicate copy of this sheet is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-3218 ... A duplicate copy of this sheet is enclosed. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card Information should not be included on this form. Provide credit card information and authorization on PTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status. Mary B. Shant SIGNATURE SEND ALL CORRESPONDENCE TO: Hutchison Law Group PLLC P.O. Box 31686 Mary B. Grant Date: May 25, 2006 Raleigh, North Carolina 27612 NAME (919) 829-9600 (PCT/EP2004/013685) 32,176 REGISTRATION NUMBER

I hereby certify that the application/correspondence attached hereto is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Jennie Snead

Express Mail Label No. 61 835 060 528 US

Date of Deposit:

05/25/2006

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International Filing Date: December 2, 2004 Title: The Use of N-arylhydrazine Derivatives for Combating Pests in and on Animals Docket No.: BASF.10153WOUS May 25, 2006 Receipt is hereby acknowledged for the following papers filed in the U.S. Patent and Trademark Office on Charge \$940.00 to Deposit Account Assignment/Assignment Recordation Form \boxtimes \boxtimes Transmittal Letter to U.S. Designated/Elected Office Concerning Filing Under 35 USC 371 Cover Sheet (PTO-1595) (PTO-1390) \boxtimes Copy of International Application as file Computer Readable form of Sequence Listing Executed Declaration/Power of Attorney Information Disclosure Citation (PTO/SB/108 Unexecuted Declaration/Power of Attorney Copy of PCT/IB/301 Information Disclosure Statement w/ 10/58070 document(s) \boxtimes Copy of PCT/IB/304 Preliminary Amendment Copy of PCT/IB/308 Copy of PCT Pub. No. WO 2005/053402 Copy of International Search Report Copy of International Preliminary Report on \boxtimes Patentability English Translation of International Application International Preliminary Examination Report Including Annexes No. Translation of Annexes to IPER

Documents submitted via Express Mail Label No.: EV 835 060 528 US

Declara. on, Power of Attorney a d Petition

Custom	er No.			0000056033
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We (I), t	he undersigned inventor(s), hereby declare(s) that:	· ·	
My resid	lence, post office address and citizenship are	as stated below nex	tt to my name,	•
	elieve that we are (I am) the original, first, and patent is sought on the invention entitled	joint (sole) inventor	(s) of the subject matte	r which is claimed and
the speci	ification of which	:		
:	[] is attached hereto.			
.	[] was filed on	•	as	
; p	Application Serial No.		•	
	and amended on	•		
	[x] was filed as PCT international applicati	on		
	Number PCT/EP2004/013685	5		
	on02 December 2004	· · · · · · · · · · · · · · · · · · ·	<u> </u>	
	and was amended under PCT Article 19) :	. •	
,	on	·(if applicable).	
` '	reby state that we (I) have reviewed and under as amended by any amendment referred to a	stand the contents of		pecification, including
٠.	cknowledge the duty to disclose information Section 1.56 of Title 37 Code of Federal Re		al to the patentability	of this application as
patent or inv	ereby claim foreign priority benefits under 35 entor's certificate, or § 365(a) of any PCT Int ted States, listed below and have also identifi	ernational application	on which designated at	least one country other

or inventor's certificate, or PCT International application having a filing date before that of the application on which priority

Priority Claimed [] Yes [] No

is claimed. Prior Foreign Application(s)

Application No.

60/526609		04 December 2003		
(Application Number)		(Filing Date)		
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this application is not disclosed in t st paragraph of 35 U.S.C. § 112, I ac 37 CFR § 1.56 which became availa	the United States, listed I the prior United States or knowledge the duty to disc	elow and, insofar a PCT International a close information w	is the subject matter of each of the clapplication in the manner provided behich is material to patentability as detailed and the national or PCT Internat	
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to prosecute this application, to make alterations and amendments therein, to sign the drawings transact all business in the Patent Office connected therewith.

We (I) declare that all statements made herein of our (my) own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Residence: Wolfgang von Deyn NAME OF SOLE OR FIRST INVENTOR An der Bleiche 24 67435 Neustadt Germany Citizen of Germany Post Office Address: same as residence 4 6. Dez. 2004 Date Residence: Hassan Oloumi-Sadeghi NAME OF SECOND JOINT INVENTOR 12105 Pawley's Mill Circle Raleigh, NC 27614 United States of America Citizen of United States of America Post Office Address: same as residence Signature of Inventor Date Residence: David G. Kuhn 1208 Dalgarven Drive NAME OF THIRD JOINT INVENTOR Apex, NC 27502 United States of America Citizen of United States of America Post Office Address: same as residence Signature of Inventor Date Residence: Nigel Armes 8001 Kukui Court NAME OF FOURTH JOINT INVENTOR Raleigh, NC 27613 United States of America Citizen of United States of America Post Office Address: same as residence Signature of Inventor Date Residence: Christopher Koradin Scheibelgarten 1 NAME OF FIFTH JOINT INVE 35260 Stadtallendorf Germany Citizen of Germany Post Office Address: same as residence 1 6, Dez. 2004 Date

Alissa Zeller

NAME OF SIXTH JOINT INVENTOR

Signature of Inventor

Date 16. Dez. 2004

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Citizen of Germany

Post Office Address: same as residence

Wolfgang von Deyn NAME OF SOLE OR FIRST INVENTOR Signature of Inventor Date	Residence: An der Bleiche 24 67435 Neustadt Germany Citizen of Germany Post Office Address: same as residence
Hassan Oloumi-Sadeghi NAME OF SECOND JOINT INVENTOR Signature of Inventor Date 23, Dez. 2004	Residence: 12105 Pawley's Mill Circle Raleigh, NC 27614 United States of America Citizen of United States of America Post Office Address: same as residence
David G. Kuhn NAME OF THIRD JOINT INVENTOR David G. July Signature of Inventor Date 23, Dez. 2004	Residence: 1208 Dalgarven Drive Apex, NC 27502 United States of America Citizen of United States of America Post Office Address: same as residence
Nigel Armes NAME OF FOURTH JOINT INVENTOR Signature of Inventor Date 2 3, Dez. 2004	Residence: 8001 Kukui Court Raleigh, NC 27613 United States of America Citizen of United States of America Post Office Address: same as residence
Christopher Koradin NAME OF FIFTH JOINT INVENTOR Signature of Inventor Date	Residence: Scheibelgarten 1 35260 Stadtallendorf Germany Citizen of Germany Post Office Address: same as residence
Alissa Zeller NAME OF SIXTH JOINT INVENTOR Signature of Inventor	Residence: Sophienstr.10 68165 Mannheim Germany Citizen of Germany Post Office Address: same as residence